

PTO/SB/30 (04-05)

Approved for use through 07/31/2008. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**Request
for
Continued Examination (RCE)
Transmittal**Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	10/772,574
Filing Date	FEBRUARY 5, 2004
First Named Inventor	RONALD G. THIEMAN
Art Unit	3721
Examiner Name	HEMANT DESAI
Attorney Docket Number	17263-82818 (15270.75)

RECEIVED
CENTRAL FAX CENTER
JUN 13 2006**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
ii. ☐ Other _____

- b. ☒ Enclosed

- i. ☒ Amendment/Reply
ii. ☐ Affidavit(s)/Declaration(s)
iii. ☐ Information Disclosure Statement (IDS)
iv. ☐ Other _____

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
b. ☐ Other _____

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to

- a. ☒ Deposit Account No. 50-0410. I have enclosed a duplicate copy of this sheet.
i. ☒ RCE fee required under 37 CFR 1.17(e)
ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
iii. ☐ Other _____
b. ☐ Check in the amount of \$ _____ enclosed
c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Signature	<i>[Signature]</i>	Date	13 JUNE 2006
Name (Print/Type)	JOHN V. DANILUCK	Registration No.	40581

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	<i>[Signature]</i>	Date	13 JUNE 2006
Name (Print/Type)	JOHN V. DANILUCK		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

17263-62618 (15270)/JVD/1060896

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)	Before the Examiner
)	Hemant Desai
Ronald G. Thieman)	
)	Group Art Unit 3721
Serial No.: 10/772,574)	
)	
Filed: February 5, 2004)	
)	
METHOD AND APPARATUS FOR)	
PLACING A PRODUCT IN A FLEXIBLE)	
RECLOSEABLE CONTAINER)	June 13, 2006

RECEIVED
CENTRAL FAX CENTER
JUN 13 2006

**REQUEST FOR CONTINUED EXAMINATION
IN ACCORDANCE WITH 37 C.F.R. 1.114**

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please consider the following remarks in regards to a Request for Continued Examination for the referenced application.

In accordance with 37 C.F.R. § 1.114 (a), provided herewith is authorization to charge Deposit Account No. 50-0410 the amount of \$910 to cover the fee for filing the RCE (\$790) as set forth in § 1.17(e), and the fee for a one month extension of time (\$120). No additional fees are believed due. However, if any additional fees are due, the Commissioner is authorized to provide any necessary extensions of time and charge any fees which may be due to Deposit Account No. 50-0410, but not to include any payment of issue fees.

I hereby certify that this correspondence is being directed to the Commissioner of Patents via facsimile to the Examiner of record at 571-273-8300 on June 13, 2006.

John V. Daniluck
Registered Representative

Signature _____

13 JUNE 2000

Date of Signature

REQUEST FOR CONTINUED EXAMINATION

Serial No. 10/772,574

Attorney Docket 17263-62618 (15270.75)

Page 1 of 2

#1060896

17263-62618 (15270)/JVD/1060896

REMARKS

Applicant hereby requests continued examination of the above-referenced patent application in accordance with 37 C.F.R. § 1.114. This request is being submitted after receipt of a second Advisory Action.

Applicant respectfully requests entry of the amendments and arguments provided in the documents filed concurrently with this Request.

Respectfully Submitted

By: 

John V. Daniluck
Reg. No. 40581
Bingham McHale LLP
2700 Market Tower
10 West Market Street
Indianapolis, IN 46204
(317)968-5529 (telephone)
(317) 239-9907 (facsimile)

REQUEST FOR CONTINUED EXAMINATION

Serial No. 10/772,574

Attorney Docket 17263-62618 (15270.75)

Page 2 of 2

#1060896